

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Livak et al.

Serial No.: 09/627,753

Filed: July 28, 2000

For: **HYBRIDIZATION ASSAY USING SELF-  
QUENCHING FLUORESCENCE PROBE**



Group Art Unit: 1656

Examiner: To be assigned

#3

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents and Trademarks, Washington, D.C. 20231 on	
<u>Sept. 25, 2000</u>	(Date of Deposit)
<u>Mila T. Kasan</u>	Name of Depositing Party
<u>[Signature]</u>	Signature of Depositing Party

**REQUEST FOR A CORRECTED FILING RECEIPT**

**RECEIVED**

Assistant Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, D.C. 20231

OCT 23 2000

TECH CENTER 1600/2900

Sir:

Attached is a copy of the Official Filing Receipt received from the PTO in the above application for which issuance of a corrected filing receipt is respectfully requested. Please make the corrections as follows:

Applicant(s) - Jeffrey **Marmaro**, Aurora, CO;

Continuing Data as Claimed by Applicant

**THIS APPLICATION IS A CON OF 09/436,454 11/08/99**

**WHICH IS A CON OF 09/207,170 12/07/98 PAT 6,030,787**

**WHICH IS A CON OF 08/558,303 11/15/95 PAT 5,876,930**

**WHICH IS A CIP OF 08/340,558 11/16/94 PAT 5,538,848**

The corrections are not due to any error by applicant and no fee is believed to be due. However, the Commissioner is authorized to charge any required fee to **Deposit Account No. 01-2213 (Order No. 4264C5)**.

Date: Sept. 25, 2000

Respectfully submitted,

Vincent M. Powers

Vincent M. Powers, Reg. No. 36,246  
Attorney for Applicants

APPLIED BIOSYSTEMS  
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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/627,753 /	07/28/2000 /	1656	690	4264C5 /	2 /	2 /	1 /

22896

 PATTI SELAN, PATENT ADMINISTRATOR  
 APPLIED BIOSYSTEMS  
 850 LINCOLN CENTRE DRIVE  
 FOSTER CITY, CA 94404

## FILING RECEIPT



\*OC000000005394345\*

 RECEIVED  
 PE BIO LEGAL DEPT.

SEP 19 2000

Date Mailed: 09/13/2000

DOCKETED YES NO

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

 Kenneth J Livak, San Jose, CA ;  
 Susan J.A. Flood, Fremont, CA ;  
 Jeffrey Marmaro, Aurora, CA ; *Jeffrey marmaro, Aurora, CO*  
 Khairuzzaman Bashar Mullah, Union City, CA ; /

## Continuing Data as Claimed by Applicant

 THIS APPLICATION IS A CON OF 09/436,454 11/08/99  
 WHICH IS A CON OF 09/207,170 12/07/98 PAT 6,030,787

## Foreign Applications

 WHICH IS A CON OF 08/558,303 11/15/95 PAT 5,876,930  
 WHICH IS A CIP OF 08/340,558 11/16/94 PAT 5,538,848

If Required, Foreign Filing License Granted 09/12/2000

## Title

Hybridization assay using self-quenching fluorescence probe /

## Preliminary Class

435

Data entry by : RORIE, DEANNA

Team : OIPE

Date: 09/13/2000



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Title 37, Code of Federal Regulations, 5.11 & 5.15**

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**PLEASE NOTE the following information about the Filing Receipt:**

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
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OCT 23 2000



Bib Data Sheet

SERIAL NUMBER 09/627,753	FILING DATE 07/28/2000 RULE -	TECH CENTER 1600/2900 CLASS 435	GROUP ART UNIT 1656	ATTORNEY DOCKET NO. 4264C5
<b>APPLICANTS</b> Kenneth J Livak, San Jose, CA ; Susan J.A. Flood, Fremont, CA ; Jeffrey Marmaro, Aurora, CO ; Khairuzzaman Bashir Mullah, Union City, CA ;				
<b>** CONTINUING DATA *****</b> THIS APPLICATION IS A CON OF 09/436,454 11/08/1999 WHICH IS A CON OF 09/207,170 12/07/1998 PAT 6,030,787 WHICH IS A CON OF 08/558,303 11/15/1995 PAT 5,876,930 WHICH IS A CON OF 08/340,558 11/16/1994 PAT 5,538,848  <b>** FOREIGN APPLICATIONS *****</b>				
IF REQUIRED, FOREIGN FILING LICENSE GRANTED ** 09/12/2000				
Foreign Priority claimed <input type="checkbox"/> yes <input checked="" type="checkbox"/> no 35 USC 119 (a-d) conditions <input type="checkbox"/> yes <input checked="" type="checkbox"/> no <input type="checkbox"/> Met after met Allowance		STATE OR COUNTRY CA	SHEETS DRAWING 2	TOTAL CLAIMS 2
Verified and Acknowledged Examiner's Signature Initials		INDEPENDENT CLAIMS 1		
<b>ADDRESS</b> 22896				
<b>TITLE</b> Hybridization assay using self-quenching fluorescence probe				
FILING FEE RECEIVED 690	FEES: Authority has been given in Paper No. _____ to charge/credit DEPOSIT ACCOUNT No. _____ for following:		<input type="checkbox"/> All Fees <input type="checkbox"/> 1.16 Fees ( Filing ) <input type="checkbox"/> 1.17 Fees ( Processing Ext. of time ) <input type="checkbox"/> 1.18 Fees ( Issue ) <input type="checkbox"/> Other _____ <input type="checkbox"/> Credit	